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9 Attorneys for Defendants
10 Lee's General Toys, Inc., and
11 John Lee

12 UNITED STATES DISTRICT COURT
13 FOR THE SOUTHERN DISTRICT OF CALIFORNIA

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15 GEORGIA-PACIFIC CONSUMER
16 PRODUCTS LP, a Delaware limited
17 partnership,

18 Plaintiff,

19 vs.

20 LEE'S GENERAL TOYS, INC., a California
21 corporation, JOHN LEE, an individual; and)
22 DOES 1-10,)

23 Defendants.)

CASE NO. 07 CV 2391
(JAH POR)

DEFENDANTS OBJECTIONS
TO DECLARATION OF ADAM
WELLAND FILED IN SUPPORT
OF PLAINTIFF GEORGIA-
PACIFIC'S REPLY TO OPPOSITION
TO SUPPLEMENTAL BRIEF IN
SUPPORT OF MOTION FOR
PRELIMINARY INJUNCTION

24 Defendants Lee's General Toys, Inc. and John Lee respectfully object to the Declaration
25 of Adam Welland Filed in Support of Plaintiff Georgia-Pacific's Reply to Opposition to
26 Supplemental Brief in Support of Motion for Preliminary Injunction:
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1 Defendants object to paragraphs 6, 7, 8, 9, and 10 (and exhibits 4, 5, 6, 7, 8) of the
 2 Declaration of Adam Welland on the grounds that there is no showing that the ads
 3 were aired or shown in Southern California including Los Angeles and San Diego. The
 4 statements of Mr. Welland and the photographs and pictures are irrelevant and lack
 5 foundation that the photographs and pictures were shown in the relevant geographic
 6 area (where Defendant's product (Angelite) was sold largely at swap meets). One of
 7 the ads has the date 3-8-07 which indicates that Angel Soft is only recently entering
 8 the Spanish market (and this may not even be in Southern California). Another
 9 photograph (Exhibit 5) has the date 12- -05 stamped over the printed indication that
 10 the ad was copyrighted by Georgia Pacific in 2007- -leading to the question of
 11 whether the photo was doctored—and, if so, why

12 Dated: March 13, 2008

KAZANJIAN & MARTINETTI
 RONALD MARTINETTI, ESQ.

13 By Ronald Martinetti
 14 Ronald Martinetti
 15 Attorneys for Defendants
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LAW OFFICES
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PROOF OF SERVICE BY MAIL - (1013a, 2015.5 C.C.P.)
STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the county of Los Angeles, State of California. I am over the age of eighteen years and not a party to the within above-entitled action; my business address is 520 E. Wilson Ave., Suite 250, Glendale, California 91206.

On March 14, 2008 I served the foregoing **DEFENDANTS OBJECTIONS TO DECLARATION OF ADAM WELLAND FILED IN SUPPORT OF PLAINTIFF GEORGIA PACIFIC'S REPLY TO OPPOSITION TO SUPPLEMENTAL BRIEF IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION** on all the interested parties in this action as follows:

Stephen P. Swinton, Esq.
Adam A. Welland, Esq.
Latham & Watkins LLP
12636 High Bluff Drive, Suite 400
San Diego, CA 92130-2071
Fax No.: (858) 523-5450

 X a true copy an original

BY PERSONAL DELIVERY/VIA MESSENGER;

 X **BY ELECTRONIC FILING:** I am familiar with the United States District Court, Southern District of California's practice for collecting and processing electronic filings. Under that practice, documents are electronically filed with the court. The court's CM/ECF system will generate a Notice of Electronic Filing (NEF) to the filing party, the assigned judge, and any registered users in the case. The NEF will constitute service of the document. Registration as a CM/ECF user constitutes consent to electronic service through the court's transmission facilities. Under said practice the above mentioned parties were served.

 PREPAID POSTAGE: I deposited such an envelope in the mail at Glendale, California. The envelope was mailed with postage thereon fully prepaid.

 U. S. MAIL: I am "readily familiar" with our firm's practice of collection and processing correspondence for mailing. It is deposited with the U.S. Postal Service on that same day on the ordinary course of business. I am aware that on motion of any party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after the date of deposit for mailing affidavit.

 X **BY FACSIMILE:** On the interested parties in this action pursuant to C.R.C. RULE 2009 (b). The telephone number of the facsimile machine I used was (818) 241-2193. This facsimile machine complies with Rule 2003 (2) of the California Rules of Court. The transmission was reported as complete and without error. The facsimile machine printed out a record indicating that the transmission was successfully completed.

Executed on March 14, 2008, Glendale, California. I declare under penalty and perjury, that the foregoing is true and correct.


Rosa Munoz